



## CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adoption of Ordinance No. 1554 entitled, "An Uncodified Ordinance of the City Council of the City of Lodi Establishing a Five Mile Per Hour (5 MPH) Speed Limit on Private Property Described as the Rivergate Homeowners' Association Lagoon, APN 041-290-0026"

**MEETING DATE:** September 2, 1992

**PREPARED BY:** City Clerk

**RECOMMENDED ACTION:** Following reading by title. it would be appropriate for the City Council to adopt Ordinance No. 1554.

**BACKGROUND INFORMATION:** Ordinance No. 1554 entitled. "An Uncodified Ordinance of the City Council of the City of Lodi Establishing a Five Mile Per Hour (5 MPH) Speed Limit on Private Property Described as the Rivergate Homeowners' Association Lagoon, APN 041-290-0026. was introduced at the regular meeting of the Lodi City Council held August 19, 1992.

Pursuant to State statute, ordinances may be adapted five days after their introduction following reading by title.

This Ordinance has been approved as to form by the City Attorney.

**FUNDING:** None required.

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk

AMR/jmp

COUNCOM1/TXTA.02J/COUNCOM

APPROVED: \_\_\_\_\_

THOMAS A. PETERSON  
City Manager



ORDINANCE NO. 1554

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AN UNCODIFIED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI  
ESTABLISHING A FIVE MILES PER HOUR (5-MPH) SPEED LIMIT  
ON PRIVATE PROPERTY DESCRIBED AS THE RIVERGATE HOMEOWNERS'  
ASSOCIATION LAGOON, APN 041-290-0026

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

WHEREAS, under California Harbors and Navigation Code Section 660, it is necessary that a public agency in which a body of water lies adopt an ordinance establishing speed limits in order to make such speed limits enforceable; and

WHEREAS, a request has been received from the Rivergate Homeowners' Association for the City Council to adopt an ordinance establishing a five miles per hour (5-MPH) speed limit upon the lagoon owned by the Rivergate Homeowners' Association located within the Rivergate subdivision on the south bank of the Mokelumne River;

NOW, THEREFORE, BE IT ORDAINED, as follows:

SECTION 1. There is hereby adopted by the Lodi City Council an uncodified ordinance to read as follows:

"It shall be unlawful for any person to operate any boat, vessel or water instrument upon the Rivergate Homeowners' Association Lagoon, San Joaquin County Assessor's Parcel Number 041-290-0026, as shown on a map on file in the office of the Lodi City Clerk, at a speed greater than five miles per hour. The Rivergate

Homeowners' Association shall be responsible for erection of appropriate signs giving notice of such speed limit. (Harbors and Navigation Code Section 660) "

SECTION 2. A copy of this ordinance shall be forwarded to the Department of Boating Safety.

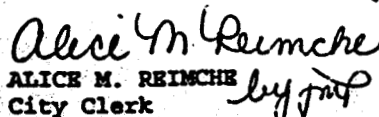
SECTION 3. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 4. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 2nd day of September 1992

  
JAMES W. PINKERTON, JR.  
Mayor

Attest:

  
ALICE M. REIMCHE  
City Clerk

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State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1554 was introduced at a regular meeting of the City Council of the City of Lodi held August 19, 1992 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held September 2, 1992 by the following vote:

Ayes: Council Members - Hinchman, Pennino, Sieglock,  
Snider and Pinkerton (Mayor)  
Noes: Council Members - None  
Absent: Council Members - None  
Abstain: Council Members - None

I further certify that Ordinance No. 1554 was approved and signed by  
the Mayor on the date of its passage and the same has been published  
pursuant to law.

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk *by jms*

Approved as to Form

*B W McNatt*

BOBBY W. McNATT  
City Attorney

ORD1554/TXTA.02J